

DAVID BURCHARD  
CHAPTER 13 TRUSTEE  
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**UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SANTA ROSA DIVISION**

In re:  
VENUSTIANO CANO-RIOS  
2551 CASEY DR  
SANTA ROSA, CA 95403

###-##-6460

Debtor(s).

Case No.: 10-1-4023AJ13  
Chapter 13

NOTICE BY DAVID BURCHARD, CHAPTER 13  
TRUSTEE, OF CHAPTER 13 PLAN DEFICIENCIES

**341 MEETING OF CREDITORS:**

Date: 11/29/2010  
Time: 11:00 AM  
Place: Office of the United States Trustee  
777 Sonoma Ave., First Floor, #116  
Santa Rosa, CA 95404

**CONFIRMATION HEARING:**

Date: 01/12/2011  
Time: 1:30 PM  
Place: United States Bankruptcy Court  
99 South E Street  
Santa Rosa, CA 95404

DAVID BURCHARD, Chapter 13 Trustee in the above-entitled action, cannot recommend Confirmation of the Chapter 13 Plan proposed hereunder by Debtor(s) for the following reason(s).

1. The Trustee has been provided with payment advices that appear incomplete. The Trustee requests that debtor's counsel provide the following payment advices: June through September.
2. The Trustee has been provided with payment advices from the non-filing spouse that appear incomplete. The Trustee requests that debtor's counsel provide advices for April, June through July.
3. Question 1 in the Statement of Financial Affairs indicates the debtor received self-employment income in 2008 and 2009, however, Question 18 indicates no self-employment. The Trustee requests that debtor's counsel amend the Statement of Financial Affairs and provide this omitted information.

PLEASE TAKE NOTICE that, without prior notice, at the above-referenced confirmation hearing date assigned to your Chapter 13 case, the Court may DISMISS the above-referenced case upon making a determination that Debtor(s) has/have not presented a feasible Plan, Debtor(s) has/have not made the required payments under the Plan, Debtor(s) has/have violated the statutory debt limitations set for a Chapter 13 case, Debtor(s) has/have not filed this proceeding in good faith, Debtor(s) has/have not provided documents and/or Schedules and Plan as required under the Bankruptcy code, and/or Debtor(s) has/have not provided the Trustee with Payment Advices or Declarations.

Dated: November 23, 2010

DAVID BURCHARD

DAVID BURCHARD, Chapter 13 Trustee

Certificate of Mailing

I, WENDY KARNES, the undersigned, certify that:

I am over the age of 18 years and not a party to this action. I am employed by the Trustee whose business address is 393 Vintage Park Drive, Suite #150, Foster City, CA. On the date set forth below, I served a copy of the NOTICE BY DAVID BURCHARD, CHAPTER 13 TRUSTEE, OF CHAPTER 13 PLAN DEFICIENCIES, and this Certificate of Mailing, on the persons listed below by following our ordinary business practice for service, which is either deposited in the ordinary course of business with the U.S. Postal Service by first class mail or served by electronic transmission from the Court, if applicable. I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

VENUSTIANO CANO-RIOS  
2551 CASEY DR  
SANTA ROSA, CA 95403

EVAN LIVINGSTONE  
LAW OFFICES OF EVAN LIVINGSTONE  
740 FOURTH ST # 215  
SANTA ROSA, CA 95404-0000

United States Trustee  
235 Pine Street, Suite 700  
San Francisco, CA 94104

Dated: November 23, 2010

WENDY KARNES

WENDY KARNES